<u>REDACTED – FINAL VERSION</u>

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

SMITH KLINE & FRENCH LABORATORIES, LTD, AND SMITHKLINE BEECHAM CORP., d/b/a GLAXOSMITHKLINE,

Civil Action No. 05-197 GMS

Plaintiffs,

FILED UNDER SEAL

v

TEVA PHARMACEUTICALS USA, INC.,

Defendant.

DECLARATION OF MONTÉ T. SQUIRE IN SUPPORT OF DEFENDANT TEVA PHARMACEUTICALS USA, INC.'S POST-TRIAL BRIEF ON THE DEFENSE OF INEQUITABLE CONDUCT

I, Monté T. Squire, declare as follows:

I am admitted to this Court and am an associate with the law firm of Young Conaway

Stargatt & Taylor, LLP, counsel of record for Defendant Teva Pharmaceuticals USA, Inc. in this action. Attached hereto behind the below identified tabs are true and correct copies of the following:

TEVA'S PROPOSED FINDINGS AND CONCLUSIONS OF LAW

Tab	Document Description
1	[Proposed] Findings of Fact and Conclusions of Law on Teva Pharmaceuticals USA, Inc.'s Defense and Counterclaim of Inequitable Conduct

EXHIBITS CITED IN TEVA'S BRIEF AND/OR PROPOSED FINDINGS

Tab	Trial Exhibit Number	Document Description	
2	PTX 13	U.S. Patent No. 4,452,808	
3	PTX 35	U.S. Patent No. 4,824,860	
4	DDX 10	Inactive '860 Patent Compound	
5	DDX 11	Inactive '860 Patent Compound	
6	DTX 19	Prosecution History for '860 Patent	
7	DTX 22	R. Eden Curriculum Vitae	
8	DTX 24	A. Wright Laboratory Notebook, July 2, 1986	
9	DTX 28	Draft Project Plan, August 1987	
10	DTX 35	Costall, B. and Naylor, R.J., SK&F 101468-A: a centrally acting dopamine agonist having antiparkinson, antidepressa and anxiolytic activity, July 9, 1987	
11	DTX 36	Costall, B. and Naylor, R.J., <i>Action of SK&F 101468-A in mice with unilateral 6-OHDA lesions of the substantia nigra</i> , September 1987	
12	DTX 37	Costall, B. and Naylor, R.J., Action of SK&F 101468-A in a Model of Parkinson's Disease induced by l-methyl-4-phenyl-1,2,3,6-tetrahydropyridine in the common marmoset, September 1987	
13	DTX 41	Teva's Notice of 30(b)(6) Deposition April 5, 2006	
14	DTX 45	G. Gallagher Laboratory Notebook	
15	DTX 56	DeMarinis, R. et al., Syntheses and In Vitro Evaluation of 4- (2-aminoethyl)-2-3(H)-Indolones and Related Compounds as Peripheral Prejunctional Dopamine Receptor Agonists, 1986	
16	DTX 97	D. Owen Declaration and Power of Attorney, May 19, 1988	
17	DTX 98	SK&F Project Meeting Minutes May 29, 1986	
18	DTX 100	SK&F Project Meeting Minutes October 30, 1986	
19	DTX 101	SK&F Project Meeting Minutes July 16, 1986	

Tab	Trial Exhibit Number	Document Description	
20	DTX 102	SK&F Project Meeting Minutes September 3, 1986	
21	DTX 132	Revised Privilege Log of GSK April 18, 2006	
22	DTX 133	Giddings, P.J., letter to European Patent Office, November 25, 1991	
23	DTX 134	European Patent Office letter to P.J. Giddings, July 26, 1991	
24	DTX 136	Second Privilege Log of GSK May 2, 2006	
25	DTX 137	Third Privilege Log of GSK May 24, 2006	
26	DTX 138	Fourth Privilege Log of GSK May 31, 2006	
27	DTX 140	Plaintiff GSK's Responses to Defendant's 1 st Set of Interrogatories, October 3, 2005	
28	DTX 160	Cannon, J.G., Hsu, F., Long, J.P., Flynn, J.R., Costall, B., and Naylor, R.J., <i>Preparation and Biological Actions of Some Symmetrically N, N-Disubstituted Dopamines</i> , J. Med. Chem., 1978, Vol. 21, No. 3: 248-253	
29	DTX 311	Internal Prosecution History for U.S. Patent No. 4,452,808	
30	DTX 312	Declaration and Power of Attorney, D. Owen, 1988	
31	DTX 375	U.S. Patent 4,206,210	
32	DTX 376	Hieble, P. et al., Synthesis and Evaluation of Non-Catechol D-1 and D-2 Dopamine Receptor Agonists: Benzimidazol-2-one, Benzoxazol-2-one, and the Highly Potent Benzothiazol-2-one 7-Ethylamines, J. Med. Chem., 1987	

DEPOSITION TRANSCRIPT EXCERPTS CITED IN TEVA'S BRIEF AND/OR PROPOSED FINDINGS

Tab	Deposition Transcript
33	Excerpts from the deposition of Brenda Costall
34	Excerpts from the deposition of Roger Eden
35	Excerpts from the deposition of Peter Giddings

Tab	Deposition Transcript
36	Excerpts from the deposition of Carol Harvey
37	Excerpts from the deposition of John Long
38	Excerpts from the deposition of David Owen

PLEADINGS AND CORRESPONDENCE CITED IN TEVA'S BRIEF AND/OR PROPOSED FINDINGS

Ta	Pleadings and/or Correspondence	
39	05/30/2006 Letter from M. Gordon to C. Brahma re Discovery Responses	

I declare under penalty of perjury that the foregoing is true and correct. Executed in Wilmington, Delaware.

Respectfully submitted,

Monté T. Squire (No. 4764)

Dated: February 7, 2007

CERTIFICATE OF SERVICE

I, Monté T. Squire, Esquire, hereby certify that on February 14, 2007, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

> Patricia Smink Rogowski, Esquire Connolly, Bove, Lodge & Hutz LLP The Nemours Building 1007 North Orange Street Wilmington, DE 19801

I further certify that on February 14, 2007, I caused a copy of the foregoing document to be served by hand delivery on the above-listed counsel of record and the following non-registered participants in the manner indicated:

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